# CITY of WOODSTOCK

## **Application for Public Hearing**

## **Important Notes:**

- 1. Please check all information supplied on the following pages to ensure that all spaces are filled out accurately before signing this form. This page should be the first page of your completed application package.
- 2. All documents required as part of the application package shall be submitted at the same time as the application. Incomplete application packages WILL NOT BE ACCEPTED.
- 3. Please contact the Zoning Administrator in the Community Development Department at 770,592,6039 if you have any questions regarding the application package, this application or the public hearing process.

ontact Person: (OR) MC Laughlin	Phone: 770-712-9705
pplicant's Information:	
lame: Expert Car Washes	
ddress: 67 Bryant Street	 Phone:
ity, State, Zip: <u>Jasper</u> , GA 30143	Fax:
roperty Owner's Information:	same as above
lame: <u>Benjamin C. Vollmer</u>	
address: 5687 Meadow Crest Drive	Phone: 404-840-5698
ity, State, Zip: Cumming, CA 30040	Fax: 770-234-3939
	ran
	Comprehensive Plan Amendment Other:
equested Public Hearing (check all that apply): Annexation Rezoning	Comprehensive Plan Amendment
Requested Public Hearing (check all that apply):  Annexation Rezoning Variance	Comprehensive Plan Amendment Other:
equested Public Hearing (check all that apply):  Annexation Rezoning Variance  STAFF USE ONLY:	Comprehensive Plan Amendment Other: PUBLIC HEARING SCHEDULE:
Requested Public Hearing (check all that apply):  Annexation Rezoning Variance  STAFF USE ONLY:  Case: # 102 - 12	Comprehensive Plan Amendment Other:  PUBLIC HEARING SCHEDULE:  Public Input Meeting: March 27,2012  Planning Commission: May 1,2012
Requested Public Hearing (check all that apply):  Annexation Rezoning Variance  STAFF USE ONLY:  Case: # 102 - 12  Received by: PATD HARF	Comprehensive Plan Amendment Other:  PUBLIC HEARING SCHEDULE:  Public Input Meeting: Mach 27,2362

Property Information:						
Location: 10639 Hwy 92, Woodstock, GA 30188						
Parcel Identification Number(s) (PIN): 15N 18	023	To	otal Acerage:15			
Existing Zoning of Property: DT-GC	Future Develc	pment Map Designa	ation:			
Adjacent Zonings: North <u>DT-GC</u> So	outh DT-GC	East DT-GO	C West DT-GC			
Applicant's Request (Itemize the Proposal):						
PROPERTY is VACANT SE	LF-SELLVE	CARWASH	we WANT			
PROPERTY IS VACANT SE TO ENCLOSE 1 OF THE W	ASH BAYS A	ND USEIT A	45 CUSTOMERE			
WAITING AREA WHILE CAN	es are De-	TAILED BY	ONSITE STAFF			
from the first the second of t						
	111111					
Proposed Use(s) of Property:						
SAME AS EXISTING & PRE	ELLAUS WSC	- CAUL W	145H			
SHOW HIS FASTING VITE	- NOW NO	of all or	1)071.			
		·				
Infrastructure Information:						
Is water available to this site? X Yes No Jurisdiction:						
How is sewage from this site to be managed?	How is sewage from this site to be managed?					
ALREADY CONNECTED TO PUBLIC SANITARY SEWER						
Will this proposal result in an increase in school enrollment?						
If yes, what is the projected increase? students						
ir yes, what is the projected increase: students						
Proposed Use(s) # of units	en e Landar eta de consecuta del Mante de Carta de Carta de Carta de Carta	Multiplier	Number of Students			
Single Family (Detached) Home	ED PETER SECTION SERVICES AND ASSESSMENT AND ASSESSMENT	0.725	SAME MARKET BY ALL PROPERTY OF THE TITLE TO COLUMN A WATER OF			

0.287

Multi Family

(Attached) Home

#### **Traffic Generation:**

If a traffic study is not required as part of this application, complete the following charts to estimate traffic generated by the proposal. Information for additional residential and all commercial/industrial development shall follow the summary of ITE Trip Generation Rates published in the Transportation Planning Handbook by the Institute of Transportation Engineers.

What is the estimated number of trips generated? \_\_\_\_\_\_trips

Land Use(s)	# of units*	Daily Trip Ends	Number of Trips
Single Family Home/Townhome		9.57	
Apartment		6.63	
	Single Family Home/Townhome	Single Family Home/Townhome	Single Family Home/Townhome 9,57

<sup>\*</sup> A unit for residential purposes is equal to one residential unit. For commercial/industrial uses it is defined in the ITE table, but most often is equal to 1,000 square feet of floor area for the use specified.

### **Authorization:**

Upon receipt of the completed application package, the Community Development Department shall notify the applicant of scheduled dates, times, and locations of the public meetings/hearings. The applicant or a representative must be present to answer any questions that may be asked. In the event that an application is not complete, the case may be delayed or postponed at the discretion of the department.

This form is to be executed under oath. I, BENJAMIN C. Vallmer and attest, subject to criminal penalties for false swearing, that the information provided in this Application for Public Hearing is true and correct and contains no misleading information.

This 13 day of FEBRUARY 2012.

Print Name B=HJANIN C. Vollmor

# APPLICANT RESPONSE STATEMENT VARIANCES

The applicant finds that the following standards are relevant in balancing the interest in promoting the public health, safety, morality, or general welfare against the right to unrestricted use of property and shall govern the exercise of the zoning power.

If this application is in response to a variance, please respond to the following standards in the form of a written narrative:

- 1. Explain requested variance.
- 2. How any special conditions and circumstances existing on the property which are peculiar to the land, structure(s) or building(s) involved and which are not applicable to other lands, structure(s) or building(s) in the same district.
- 3. How the literal interpretation of the provisions of the Zoning Ordinance would deprive the applicant of right commonly enjoyed by other properties within the same district under the terms of the Zoning Ordinance.
- 4. How the special conditions and circumstances do not result from the actions of the applicant.
- 5. How granting of the variance requested will not confer on the applicant any special privileges that is denied by the Zoning Ordinance to other lands, structure(s) or building(s) in the same district.
- 6. How no non-conforming use of neighboring lands, structures, or buildings in the same district and not permitted or non-use of lands, structure(s) or building(s) in other districts shall be considered grounds for issuance of a variance.
- 7. Explain how this requested variance is the minimum necessary that will allow the reasonable use of the land, structure(s) or building(s).
- 8. Explain how, if granted, this requested variance will be in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, surrounding properties or otherwise detrimental to the public welfare.

## Applicant Response Statement

Variance for 10639 Hwy. 92, Woodstock, GA 30189 (Note the items below correspond to item numbers on "Applicant Response Statement Variances", page 4b of 9 of application.)

- We bought the foreclosed, non-operational car wash at 10639 Hwy. 92 in Woodstock, containing six self wash bays and two automatic bays.
   Our goal is to enhance the facility to make it more user friendly and appealing to the community by converting one bay currently used as self-serve wash, to a waiting area for customers that want to obtain our enhanced detailing service that will be available.
- 2. This building was constructed prior to adoption of the current Land Development Code. Conformance to this standard is impossible as it would require the building be torn down and rebuilt further back on the lot. This cost would be impossible to justify.
- 3. See #2 above.
- 4. See #2 above.
- 5. The outside dimensions are not affected. The building footprint remains exactly the same. We will only be enclosing an area now open on both ends to enable cars to drive through.
- 6. No comparisons of non-conforming use are cited as a reason to grant this variance. All this is asked is that common sense, and the objective to improve the community, by turning a vacant building into a valuable asset for the community.
- 7. See #2 and #5 above.
- 8. See #5 and #6 above.

## **CONFLICT OF INTEREST CERTIFICATION**

The undersigned below, making application for a zone change has complied with the O.C.G.A. § 36-67A, et. Seq., Conflict of Interest In Zoning Actions, and has submitted or attached the required information on the forms provided. Title 36 relates to disclosure of financial interests, campaign contributions, and penalties for violating O.C.G.A.

Signature of Applicant:		Date: 2/2/12
Signature of Applicant:	GHLIN	_
Signature of Applicant's Attorney:		
Print Name:	Title:	
		-
Sworn to and Subscribed before me this: 2nd day of Notary Signature: 1200 Amalus	February	, 20 <u>12</u> .
Notary Signature:		-
(Notary Seal)  SEPTEMBER 7 2014		

## **DISCLOSURE STATEMENT**

Nothing in Chapter 36 of O.C.G.A. shall be construed to prohibit a local government official from voting on a zoning decision when the local government is adopting a zoning ordinance for the first time or when a local government is voting upon a revision of the zoning ordinance initiated by the local government pursuant to a comprehensive plan as defined in Chapter 70 of this title.

	e not made any campaign contrib on exceeding \$250 in the past two		voting on this
<u> </u>	e made campaign contributions t he past two years.	o City Officials voting c	on this application exceeding
	To Whom:		
	Value of Contribution:		
	Date of Contribution:		-
	M V (J.R) M ELHYGH		
Sworn to and Subscribed	d before my this: 2nd day of	February	
Notary Signature: 1	t before me this: 2nd day of day of	- Andrew	
(Notary Seal)	SEPTEMBER 2014		

## **AUTHORIZATION OF PROPERTY OWNER**

1, Benjamin (Vallua being d	uly sworn upon his/her oath, being of sound mind			
and legal age deposes and states; That he/she is the owner of the property which is subject matter of the attached application, as is shown in the records of Cherokee County/City of Woodstock, Georgia.				
He/She authorizes the person named below to act as app	licant in the pursuit of a request for:			
Annexation Rezoning	Comprehensive Plan Amendment Other:			
Variance  I hereby authorize the staff of the City of Woodstock, Depairs the premises which are subject of this application	artment of Planning and Economic Development to			
Applicant's Information:				
Name: LAKKY M=LANGHL	iN			
Address: 67 BRY ANT ST	Phone: 770-712-9705			
Name: LARRY MELANGHL, Address: 67 BRY ANT 57  City, State, Zip: DASPER, 6A 30143	Fax: 770-234-3939			
Signature of Owner:  Print Name: Bayonir (Vollmen	Date: <u>2/13/12</u>			
Sworn to and Subscribed before me this: 15 day of Notary Signature: 1880	Iebruary 2012.			
(Notary Seal)  NOTARY  PUBLIC  NOTARY  PUBLIC  NOTARY				

## **PROPERTY TAX VERIFICATION**

Tax Parcel Number:

The undersigned below is authorized to make this application. The undersigned certifies that all City Taxes / Cherokee County property taxes, billed to date for the parcel listed below have been paid in full the Tax Official of the City of Woodstock, Georgia. In no case shall an application or reapplication for rezoning be processed without such property verification.

\*NOTE: A separate verification form must be completed for each tax parcel included in rezoning request.

15 N 18 023

Signature of Applicant:	Date: 2/13/12
- · A 4	Date:
Print Name: Bryonic Chollung	•
TAX OFFICIAL USE ONLY:	
Payment of all property taxes billed to date for the above referenced parcel ha and confirmed by the signature below.	ve been verified as paid current
Signature of Tax Official:	Date:
Title:	
	.

Deed Book **11599** Pg **221** Filed and Recorded 11/23/2011 1:58:55 PM

28-2011-031371 Transfer Tax \$430.00 Patty Baker Clerk of Superior Court Cherokee Cty, GA

Return Recorded Document to: Hartman-Imbriale, LLP 51 Bryant Street, Ste D Jasper, GA 30143

### WARRANTY DEED

STATE OF GEORGIA, COUNTY OF PICKENS

File #: 11-09091

Market and Barry

This Indenture made this 18th day of November, 2011 between Onyx Investment Services, LLC. of the State of Georgia, County of Cherokee, as party or parties of the first part, hereinunder called Grantor, and Benjamin C. Vollmer, as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other good and valuable considerations in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, conveyed and confirmed, and by these presents does grant, bargain, sell, alien, convey and confirm unto the said Grantees, the following described property:

#### SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

TO HAVE AND TO HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of the said Grantee forever in FEE SIMPLE.

**AND THE SAID** Grantor will warrant and forever defend the right and title to the above described property unto the said Grantee against the claims of all persons whomsoever.

**IN WITNESS WHEREOF,** Grantor has hereunto set grantor's hand and seal this day and year first above written.

Signed, sealed and delivered in the presence of:

\ \_\_\_\_<del>\</del>

Ønyx Investment Services, LLC.

(Seal)

Notarỳ Public

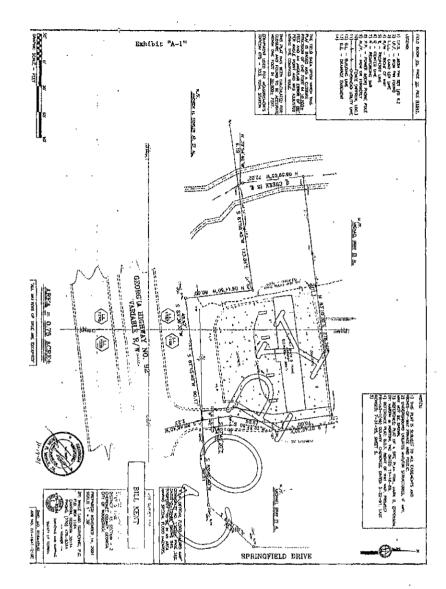
#### **EXHIBIT "A"**

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOTS 1167 AND 1168 OF THE 15TH DISTRICT, 2ND SECTION, CHEROKEE COUNTY, GEORGIA, BEING 0.75 ACRES, MORE OR LESS AS SHOWN ON PLAT OF SURVEY FOR BILL KENT PREPARED BY WIKLE LAND SURVEYING, PC, BEARING THE SEAL OF RON R. WIKLE, JR., GEORGIA RLS, DATED November 14, 2001, BEING JOB. NO.01-1641-210C, A COPY OF SAID PLAT BEING LABELED EXHIBIT "A-1" ATTACHED HERETO AND SAID PLAT BEING INCORPORATED HEREIN BY REFERENCE THERETO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TO ASCERTAIN THE TRUE POINT OF BEGINNING, BEGIN AT A CONCRETE RIGHT OF WAY MONUMENT LOCATED AT THE POINT OF INTERSECTION OF THE MITRED WESTERLY RIGHT OF WAY OF SPRINGFIELD DRIVE (HAVING A VARIABLE RIGHT OF WAY AT THIS POINT), WITH THE NORTHERLY RIGHT OF WAY OF GEORGIA HIGHWAY 92 (HAVING A VARIABLE RIGHT OF WAY AT THIS POINT); THENCE RUN SOUTH 43 DEGREES, 01 MINUTES, 05 SECONDS WEST ALONG THE MITRED RIGHT OF WAY A DISTANCE OF 73.39 FEET TO A CONCRETE RIGHT OF WAY MONUMENT LOCATED ON THE NORTHERLY RIGHT OF WAY OF GEORGIA HIGHWAY 92; THENCE SOUTH 85 DEGREES, 48 MINUTES, 40 SECONDS WEST ALONG THE NORTHERLY RIGHT OF WAY OF GEORGIA HIGHWAY 92 (GEORGIA HIGHWAY 92 HAVING A VARIABLE RIGHT OF WAY) A DISTANCE OF 98,81 FEET TO A POINT (SAID POINT HAVING AN "X" IN CONCRETE), SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE SOUTH 85 DEGREES, 48 MINUTES, 40 SECONDS WEST ALONG THE NORTH RIGHT OF WAY OF HIGHWAY 92 A DISTANCE OF 2.23 FEET TO A POINT; THENCE SOUTH 81 DEGREES, 15 MINUTES, 40 SECONDS WEST ALONG THE NORTHERLY RIGHT OF WAY OF GEORGIA HIGHWAY 92 A DISTANCE OF 90.17 FEET TO AN IRON PIN SET; THENCE SOUTH 83 DEGREES, 36 MINUTES, 35 SECONDS, WEST ALONG THE NORTHERLY RIGHT OF WAY OF GEORGIA HIGHWAY 92 A DISTANCE OF 49.42 FEET TO A CONCRETE RIGHT OF WAY MONUMENT: THENCE LEAVING SAID RIGHT OF WAY NORTH 06 DEGREES, 44 MINUTES, 50 SECONDS WEST A DISTANCE OF 80.00 FEET TO A 24 INCH OAK; THENCE SOUTH 81 DEGREES, 58 MINUTES, 45 SECONDS WEST A DISTANCE OF 123.04 FEET, MORE OR LESS TO A POINT LOCATED IN THE CENTERLINE OF A CREEK; THENCE NORTH 28 DEGREES, 54 MINUTES, 40 SECONDS WEST ALONG THE CENTERLINE OF SAID CREEK (THE CENTERLINE OF THE CREEK BEING THE PROPERTY LINE) A DISTANCE OF 6.19 FEET TO A POINT; THENCE NORTH 05 DEGREES, 59 MINUTES, 05 SECONDS WEST ALONG THE CENTERLINE OF SAID CREEK A DISTANCE OF 72.02 FEET TO A POINT; THENCE LEAVING THE CENTERLINE OF SAID CREEK NORTH 83 DEGREES, 10 MINUTES, 30 SECONDS EAST A DISTANCE OF 278.26 FEET, MORE OR LESS TO AN IRON PIN FOUND; THENCE SOUTH 07 DEGREES, 49 MINUTES, 30 SECONDS EAST A DISTANCE OF 70.00 FEET TO AN IRON PIN SET; THENCE SOUTH 09 DEGREES, 22 MINUTES, 55 SECONDS WEST A DISTANCE OF 50.67 FEET TO AN IRON PIN SET; THENCE SOUTH 07 DEGREES, 49 MINUTES, 20 SECONDS EAST A DISTANCE OF 34.02 FEE TO A POINT LOCATED ON THE NORTHERLY RIGHT OF WAY OF GEORGIA HIGHWAY 92. SAID POINT BEING THE TRUE POINT OF BEGINNING.

THE ABOVE DESCRIBED PROPERTY IS CONVEYED TOGETHER WITH BENEFIT OF AND BURDENS OF THAT CERTAIN JOINT DRIVEWAY AGREEMENT BY AND BETWEEN NORTH STREET PROPERTIES, INC., CHEROKEE INVESTMENTS, INC., ROGER M. JOHNSON AND H. MICHAEL BRAY AND MARK B. EPPERSON AND MAX EPPERSON, JR., DATED April 23, 1990, FILED FOR RECORD MAY 17, 1990 AND RECORDED AT DEED BOOK 870, PAGE 336, CHEROKEE COUNTY DEED RECORDS, SAID JOINT DRIVEWAY EASEMENT AGREEMENT BEING INCORPORATED HEREIN BY REFERENCE THERETO.

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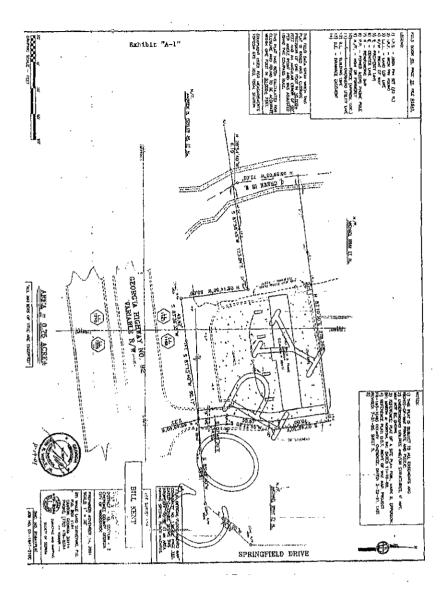
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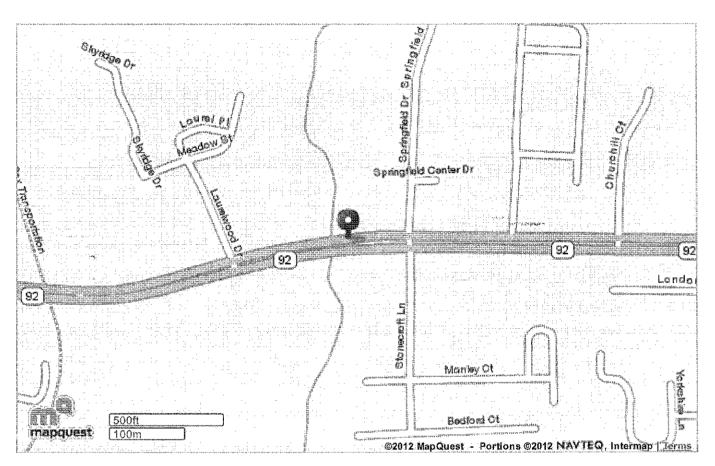
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Map of: **10639 Ga-92** Woodstock, GA 30188





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## 2011 Property Tax Statement

Sonya Little Cherokee County Tax Commissioner 2780 Marietta Hwy

Canton, GA 30114

Make Check or Money Order Payable to:

Cherokee County Tax Commissioner

CRESCENT BANK & TRUST CO P O BOX 2020 JASPER , GA 30143

Bill No.	No. Due Date *Total Due*	
2011-34067	12/20/2011	\$0.00

Map: 15N18 023 Location: 10639 HWY 92 Payment Good through: 01/31/2012

Print Date : 01/31/2012

\*If you have sold this property, forward bill to new owner and fax a copy of the settlement statement to 678-493-6423. If you have an escrow forward tax bill to your mortgage company as soon as possible. 1% interest will be added to this bill on December 21st and the 21st of every month thereafter if not paid. A 10% penalty will be added on March 21st. \* \*pay online at www.cherokeega.com\* \* Please note: There is a 3% Merchant Fee Charged (This fee is not collected by Cherokee County.)



Tax Payer: CRESCENT BANK & TRUST CO

Map Code: 15N18 023 REA

Description: LL 1167,1168; 15TH DIST PB 38-PG 157

Location: 10639 HWY 92

Bill No: 2011-34067

District: CITY OF WOODSTOCK 007

Phone: (678)-493-6400 Fax: (678)-493-6423

Building Value	Land Value	Acres	Fair Market Value	Due Date	Billing Date	• :	Payment Good through	Exemptions
136,900.00	457,300	0.7000	594,200	12/20/2011			01/31/2012	
Entity	Adjusted FMV	Net Assessment	Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
STATE TAX	594,200.00	237,680.00	0.00	237,680.00	0.250	59.42	0.00	\$59.42
COUNTY M&O	594,200.00	237,680.00	0.00	237,680.00	5.365	1,275.15	0.00	\$1,275.15
SCHOOL M&O	594,200.00	237,680.00	0.00	237,680.00	19.450	4,622.88	0.00	\$4,622.88
SCHOOL BOND	594,200.00	237,680.00	0.00	237,680.00	0.400	95.07	0.00	\$95.07
PARKS BOND	594,200.00	237,680.00	0.00	237,680.00	0.641	152.35	0.00	\$152.35
TOTALS					26.106	6204.87	\$0.00	\$6,204.87

Call the Tax Assessors office at 678-493-6120 for the following: If you are a new resident, person 62 or older and/or disabled to find out about qualifications for exemptions/ if you need to change your mailing address/ if you have questions on the fair market value of the property. Property Owners may file tax returns any time between January 1 and April 1, if you feel your property value is over assessed. 1% will be added on December 21st and the 21st thereafter if not paid, a 10% penalty will be added on March 21st.

	Current Due	\$6,204.87
١	Penalty	0.00
	Interest	0.00
	Other Fees	0.00
	Previous Payments	6204.87
	Back Taxes	0.00
	Total Due	\$0.00
	Paid Date	11/21/2011



